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September 17, 2004

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\*ADMITTED TO D.C. BAR; D.C. PRACTICE OF  
ALL OTHERS LIMITED TO FEDERAL COURTS  
AND AGENCIES

Commissioner of Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, **MS Amendment**  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Re: Amendment and Response  
Appl. No.: 10/091,342  
Filed: March 6, 2002  
Title: **Process for the Preparation of L-Amino  
Acids with Amplification of the zwf Gene**  
Inventor(s): Burke, *et al.*  
Our Ref: 7601/80250

Dear Sir:

The following documents are being forwarded for appropriate action by the U.S. Patent and Trademark Office:

1. Amendment and Response Under 37 C.F.R. § 1.111 with Exhibit A attached; and
2. Return postcard.

**CALCULATION OF ADDITIONAL FEES**

Applicant(s) have calculated additional fees as follows:

	No. After Amendment	No. Previously Paid for	No. Extra	Rate	Fee
Total Claims Fee	35	20=	15	\$ 18.00	270.00
Independent Claims Fee	4	8 =	0	\$ 86.00	0.00
Multiple Dependent Claims Fee (Previously Paid)	1	0	1	\$ 290.00	290.00
Total Additional Claims Fee					560.00
Extension of Time Fee - none					0.00
TOTAL FEES DUE					560.00

The Director is hereby authorized to charge the fees listed above to our Deposit Account No. 06-1135 under Order No. 7601/80250. The Director is also authorized to charge any fee deficiency with respect to this filing and any other fee required in connection with the present case, or credit any overpayment, to our Deposit Account No. 06-1135 under Order No. 7601/80250.

It is respectfully requested that the enclosed postcard be stamped with the date the enclosed documents are received by the PTO and that it be returned as soon as possible.

Very truly yours,

FITCH, EVEN, TABIN & FLANNERY



Michael A. Sanzo  
Reg. No. 36,912  
Attorney for Applicants

MAS:ct  
Enclosures



IFW

1652

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of:

Burke, *et al.*

Appl. No.: 10/091,342

Filed: March 6, 2002

For: **Process for the Preparation of L-Amino  
Acids with Amplification of the zwf Gene**

Group Art Unit: 1652

Examiner: R. Prouty

Atty. Dkt. 7601/80250

**Amendment and Response Under 37 C.F.R. § 1.111**

Commissioner of Patents  
U.S. Patent and Trademark Office  
220 20<sup>th</sup> Street South  
Customer Window, **MS Amendment**  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

In response to the Office Action dated June 17, 2004, Applicants respectfully request reconsideration of the above-captioned application in view of the following amendments and remarks.

**Amendments to the Claims** begin on page 2 of the present document.

**Remarks/Arguments** begin on page 6 of the present document.

09/20/2004 EFLDRES 00000009 061135 10091342

01 FC:1202 270.00 DA  
02 FC:1203 290.00 DA